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11 UNITED STATES DISTRICT COURT
12 EASTERN DISTRICT OF CALIFORNIA
13 SACRAMENTO DIVISION

14 MICHAEL JAMES PROVOST,)	CIVIL NO. 2:21-cv-00512-AC (SS)
15 Plaintiff,)	
16 v.)	STIPULATION TO VOLUNTARY
17 KILOLO KIJAKAZI,)	REMAND PURSUANT TO SENTENCE
Acting Commissioner of Social Security,)	FOUR OF 42 U.S.C. § 405(g) AND TO
18 Defendant.)	ENTRY OF JUDGMENT; [PROPOSED]
)	ORDER

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20
21 IT IS STIPULATED by and between Plaintiff (“Plaintiff”) and Defendant Kilolo
22 Kijakazi, Acting Commissioner of Social Security (“Defendant”), through their undersigned
23 counsel of record, that the above-entitled action shall be remanded to the Commissioner of
24 Social Security for further administrative proceedings.

25 Upon remand, the Office of Hearing Operations will remand the case to an
26 Administrative Law Judge (ALJ) for a new decision, and instruct the ALJ to re-evaluate the
27 evidence of record. In doing so, the ALJ will offer Plaintiff the opportunity for a new hearing,
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1 take further action as necessary to complete the administrative record, and issue a new decision.
2 The parties further request that the Court direct the Clerk of the Court to enter a final judgment
3 in favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.

4 This stipulation constitutes a remand under the fourth sentence of Section 205(g) of the
5 Social Security Act, 42 U.S.C. 405(g).

6 Respectfully submitted this 4th day of March 2022.

8 Dated: March 4, 2022

*/s/ Jesse S. Kaplan

Jesse S. Kaplan

Attorney for Plaintiff

*Authorized via e-mail on March 4, 2022

11 Dated: March 4, 2022

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Of Counsel

17 By: /s/ Kendall Rees

KENDALL REES


Special Assistant United States Attorney

Attorneys for Defendant

21 **ORDER**

22 Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of 42
23 U.S.C. § 405(g) and to Entry of Judgment ("Stipulation to Remand"), and for cause shown, **IT**
24 **IS ORDERED** that the above-captioned action is remanded to the Commissioner of Social
25 Security for further proceedings consistent with the terms of the Stipulation to Remand.

27 DATED: March 7, 2022

28 
ALLISON CLAIRE
UNITED STATES MAGISTRATE JUDGE